

UNITED STATES DISTRICT COURT
DISTRICT OF SOUTH CAROLINA
ORANGEBURG DIVISION

Lymisha Ryant, Individually and as)	C/A No: 5:15-cv-02035-JMC-PJG
Personal Representative of the Estate of)	
Tony Glenn Tyler,)	
)	
Plaintiff,)	
)	
vs.)	CONSENT ORDER
)	OF TRANSFER
)	
Willie Bamberg, Sgt. Edward Rawls, Roy)	
Brooks, Melanie Williams, Harrie Mintz,)	
)	
Defendants.)	
)	

The Court has been informed that the above-captioned Federal Civil Action brought under 42 U.S.C. § 1983 has been settled by agreement between the parties. The Court is further informed that the Plaintiff has also reached a settlement agreement with Defendant Orangeburg County regarding causes of action filed in a civil claim pending in the South Carolina Court of Common Pleas, case number 2014-CP-38-00962. Both of these matters require Court approval pursuant to South Carolina Code Annotated § 15-51-42.

The Court is further informed that the Plaintiff intends to seek joint approval of these settlements in State Court. Accordingly, at the consent of all parties, the Plaintiff request that this Court transfer jurisdiction of the settlement of this action to State Court for consideration and approval pursuant to South Carolina Code Annotated § 15-51-42(D), which provides that “[f]or any actions pending in the federal courts, ...the federal court, at its discretion, may issue an order transferring the case to state court for consideration of the proposed settlement.”

PJG

In light of the fact that the Plaintiff intends to seek joint approval in State Court of the settlement in the case pending before this Court and the settlement in the case pending in State Court, the above-captioned matter is hereby transferred to the Circuit Court of Orangeburg County for consideration of the proposed wrongful death settlements.

IT IS SO ORDERED.


HONORABLE Paige Jones Gossett
UNITED STATES MAGISTRATE JUDGE

May 19 2016
Columbia, South Carolina

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